IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS BROWNSVILLE DIVISION

United States of America, ex rel. Michael	§	
N. Swetnam, Jr.,	§	
Plaintiff,	§	
	§	
VS.	§	Civil Case No. 1:08-CV-446
	§	
Valley Baptist Health System	§	
and Valley Baptist Medical Center,	§	
Defendants.	§	

ORDER

Pending before this Court is Defendants' Motion for Summary Judgment Regarding Relator's False Claims Act Claims [Doc. No. 106]. After considering the motion, all responses thereto, the summary judgment evidence presented, and the applicable law, the Court finds that Plaintiff has satisfied his burden to show a genuine issue of material fact regarding each element necessary to prove a violation of the Anti-Kickback Statute, 42 U.S.C. § 1320a-7b(b). Defendants' Motion for Summary Judgment Regarding Relator's False Claims Act Claims [Doc. No. 106] is therefore **DENIED**.

SIGNED this 11th day of March, 2015.

Andrew S. Hanen

United States District Judge